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In re Application of
Paul G. Glucina et al
Application No. 09/905,574
Filed: July 12, 2001
Attorney Docket No. HR1.P03

**OFFICE OF PETITIONS
ON PETITION**

This is a decision on the petition under 37 CFR 1.137(b), filed September 24, 2004, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned as a result of petitioner's failure to file an appeal brief (and fee required by 37 CFR 1.17(c)) within the time period provided in 37 CFR 1.192(a). As an appeal brief (and appeal brief fee) was not filed within two (2) months of the Notice of Appeal filed March 24, 2003, and no extensions of time under the provisions of 37 CFR 1.136(a) were obtained, the appeal was dismissed and the proceedings as to the rejected claims were terminated. See 37 CFR 1.192(b) & 1.197(c). As no claim was allowed, the above-identified application became abandoned on May 25, 2003. See MPEP 1215.04.

The Office Finance records show that the Appeal Brief was inadvertently charged twice. Therefore, a refund of \$165.00 is being credited to Deposited Account No. 50-0269.

Telephone inquiries concerning this decision should be directed to Wan Laymon at (571) 272-3220.

The application file is being forwarded to Technology Center AU 1661.

Wan Laymon
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Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy